

UNCLASSIFIED

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 07/19/2012

To: Inspection

Attn: AD Keith L. Bennett

From: Inspection

Office of Inspections

Contact: [REDACTED]

Extension [REDACTED]

Approved By: Bennett Keith L *KLB*
Nelson Cory B *CB*

Drafted By: [REDACTED]:llh

Case ID #: 297-HQ-A1271749-D

Title: SHOOTING INCIDENT
MILWAUKEE DIVISION
02/03/2011

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Synopsis: The Shooting Incident Review Group (SIRG) reviewed a shooting incident that occurred on 02/03/2011, involving Special Agent (SA) [REDACTED] of the Milwaukee Division. While conducting a vehicle stop, SA [REDACTED] fired one round from his Bureau-issued Glock Model 22, .40 caliber pistol, striking the non-complaint subject in the right thumb. SIRG members unanimously recommended that no administrative action be taken against SA [REDACTED] as a result of his involvement in this shooting incident.

Administrative: Reference report of former Inspector April D. Brooks, dated 07/18/2011.

Details: This communication was prepared to furnish the analysis, comments, and recommendations of the SIRG with reference to the captioned shooting.

Details of the Shooting Incident

On 02/03/2011, at 8:39 a.m., SA [REDACTED] telephonically requested the assistance of SA [REDACTED] with the surveillance and eventual arrest of [REDACTED], the subject of an arrest warrant for a state drug offense. SA [REDACTED] met with SA [REDACTED] and Milwaukee Police Department (MPD) Task Force Officer (TFO) [REDACTED] who

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were all members of the High Intensity Drug Trafficking Area/Drug Task Force (HIDTA). The Agents and TFO [redacted] planned to conduct a "traffic stop" to arrest [redacted]. Although no written Operations Plan existed, the participants decided TFO [redacted] would initiate the stop of the subject's vehicle, and SA [redacted] would "box in" the vehicle from the front to prevent the subject's escape.

At approximately 9:15 a.m., on 02/03/2011, SAs [redacted] and [redacted] along with TFO [redacted] initiated a surveillance of [redacted] at a residence in [redacted] Wisconsin. At approximately 12:00 p.m., SA [redacted] observed the subject exit his residence and enter a green minivan. As the three law enforcement vehicles followed the subject, TFO [redacted] radioed the Agents that he observed [redacted] lean over toward the right side floor board of his vehicle causing SA [redacted] to believe he was hiding drugs or reaching for a weapon.

TFO [redacted] activated his emergency lights and [redacted] immediately pulled over to the right side of the street. TFO [redacted] pulled within approximately eight feet behind [redacted] minivan and SA [redacted] vehicle was approximately eight feet behind [redacted]. SA [redacted] pulled in front of the subject vehicle to prevent his escape, quickly exited, and walked toward TFO [redacted]. SA [redacted] exited his vehicle and took a position near the rear left corner of his vehicle. As SA [redacted] walked toward the front of the subject vehicle with his weapon drawn, he shouted, "Police, shut off the vehicle, hands, hands." TFO [redacted] ordered [redacted] to exit his vehicle several times; however, [redacted] refused to comply. TFO [redacted] advised [redacted] he was under arrest. SA [redacted] heard TFO [redacted] shouting commands for [redacted] to exit the vehicle, and the subject reply, "No I'm not going to get out," and saw [redacted] rolling up his window.

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[redacted] abruptly shifted his vehicle into reverse, shifted into drive, and aggressively proceeded forward toward SA [redacted]. As the subject vehicle approached closer, SA [redacted] braced himself against the hood with his left hand as the front right bumper hit his right shin and slightly spun him. SA [redacted] planted his feet and fired one round which penetrated the glass of the front passenger side window. [redacted] fled the scene.

Law enforcement personnel briefly pursued [redacted] however, lost sight of him in traffic. The pursuit was discontinued and the three law enforcement officers returned to secure the scene. SA [redacted] and TFO [redacted] notified their FBI and HIDTA supervisors of the shooting incident by cell phone.

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Within hours, [REDACTED] was arrested by an FBI Agent and MPD officers assigned to the HIDTA Task Force. Investigators determined SA [REDACTED] discharged round struck [REDACTED] right thumb.

On 04/20/2011, [REDACTED] Milwaukee County District Attorney, opined SA [REDACTED] "responded to a lethal threat with an appropriate and justifiable use of force, and that the use of force was privileged as self defense and defense of others."

On 05/18/2011, [REDACTED] United States Department of Justice, Civil Rights Division, advised the facts do not warrant a federal investigation as a potential willful use of unreasonable deadly force.

On 05/22/2012, the SIRC met to discuss the above-captioned shooting incident. Deputy Assistant Director Cory B. Nelson, Inspection Division (INSD), chaired the meeting and was a non-voting member. The following voting members were in attendance: [REDACTED] Trial Attorney, Civil Rights Division, USDOJ; [REDACTED] Trial Attorney, Criminal Division, USDOJ; Section Chief (SC) [REDACTED] Violent Criminal Threat Section, Criminal Investigative Division; Unit Chief (UC) [REDACTED] Practical Applications Unit (PAU), Training Division (TD); UC [REDACTED] Firearms Training Unit, TD; UC [REDACTED] Special Weapons and Tactics Operations Unit, Critical Incident Response Group; UC [REDACTED] Defensive Systems Unit, TD; UC [REDACTED] Investigative Law Unit, Office of General Counsel (OGC); SSA [REDACTED] Evidence Response Team Unit, Laboratory Division (LD); and SSA [REDACTED] CR-2, Washington Field Office. The following non-voting members were also in attendance: Inspectors Robert J. Shields, Jr., and Deirdre L. Fike, Office of Inspections (OI), INSD; Special Assistant [REDACTED] INSD; Team Leader [REDACTED] OI, INSD; SSA [REDACTED] PAU, TD; Management and Program Analysts (MPAs) [REDACTED] and [REDACTED] Inspection Management Unit (IMU), Strategic Analysis Section (SAS), INSD.

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Observations and Recommendations of the SIRC

The SIRC reviewed the above synopsis incident with the intent to: (1) evaluate the application of deadly force; (2) provide the Director with an evaluative analysis, observations, and recommendations for corrective actions from an operational standpoint (if any); (3) provide recommendations

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concerning training and/or safety issues; and (4) provide recommendations for administrative action if deemed necessary.

SIRG members unanimously agreed that the use of deadly force by SA [REDACTED] was justified and in conformance with the FBI's deadly force policy. This discussion resulted in the recommendation that no administrative action be taken against SA [REDACTED] as a result of his involvement in this shooting incident.

SIRG members unanimously adopted the following observations made by the Shooting Incident Review Team:

OBSERVATION #1:

SA [REDACTED] did not prepare a written operations plan for the surveillance and arrest of the subject.

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A written operations plan was not prepared for the surveillance and arrest of the subject, who had a conviction for carrying a concealed weapon [REDACTED]

[REDACTED] The plan was finalized and verbally briefed within an approximated 36 to 51 minute window from the time SA [REDACTED] contacted SA [REDACTED] on 02/03/2011, at 8:39 a.m., to request his participation in the operation, and the initiation of surveillance at the subject's residence between 9:15-9:30 a.m. There were no exigent circumstances which precluded appropriate preparation of an operation plan.

Corporate Policy Notice 0242N, Requirement for Written Operations Order - Field Operations, dated 07/15/2010, states, in part:

8. Policy Statement:

8.1 The necessity to have clear, concise, and complete operational plans, in the form of operations orders, is essential to successful arrest and search operations and any other activity in which the practical application of firearms might be reasonably anticipated. Operations orders are the vehicle through which the Case Agent's and/or On-Scene Commander's strategy is reduced to a tactical directive. Their most important function is to ensure success. By standardizing format, the chance for omission of essential data is eliminated thus providing subordinate elements with the complete picture for mission completion.

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8.2 Written Operations Orders: Absent exigent circumstances, written operations orders will be prepared prior to conducting arrest and search operations and any other activity in which the practical application of firearms might be reasonably anticipated.

8.3 Exigent Circumstances: Exigent circumstances may necessitate an oral briefing in lieu of the written operations order.

13. Definitions:

13.1 Exigent circumstances: Generally, an emergency, a pressing necessity requiring immediate action.

9. Roles and Responsibilities:

9.1. Case Agent

9.1.1 Responsible for preparing the operations order

9.1.2 Responsible for briefing the operations order

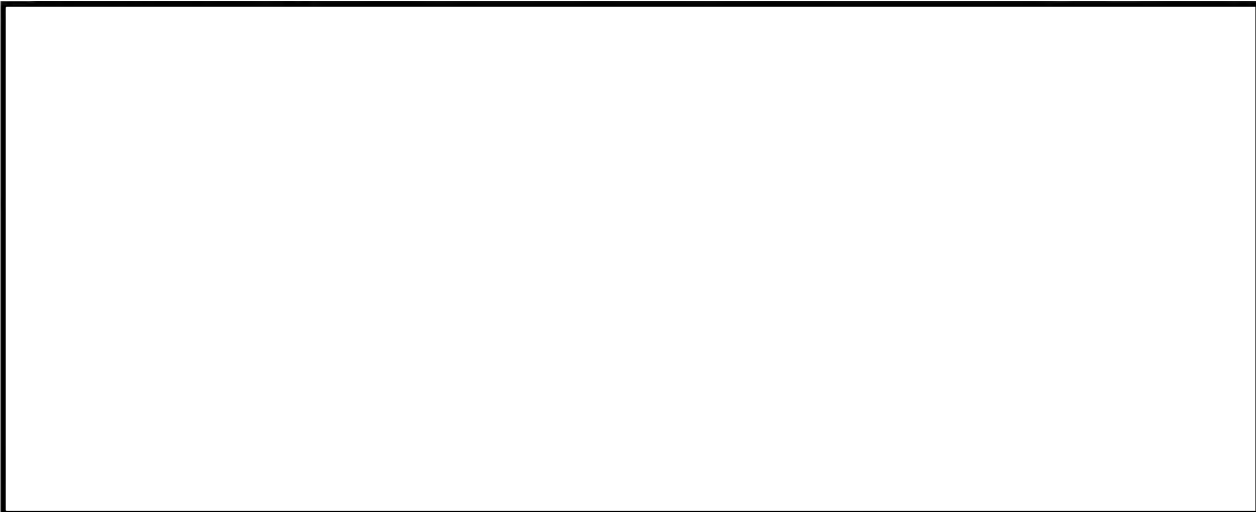
9.2. Substantive Squad Supervisor

9.2.1 GS-14 Supervisory Special Agent responsible for reviewing the operations order

Instruction #1:

That SAC, Milwaukee ensure Milwaukee personnel comply with the above Corporate Policy Notice.

OBSERVATION #2:



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Instruction #2:

That SAC, Milwaukee ensure Agent personnel receive additional training in [REDACTED]

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OBSERVATION #3:

SA [REDACTED] did not wear his issued ballistic vest during the operation as mandated by Bureau policy.

After the initial stop of [REDACTED] vehicle by TFO [REDACTED] and SA [REDACTED] maneuvering to block [REDACTED] vehicle, SA [REDACTED] stopped approximately eight feet behind TFO [REDACTED] vehicle. SA [REDACTED] exited his vehicle, took a position near the rear left corner of his own vehicle and remained there until [REDACTED] fled the scene. SA [REDACTED] was not wearing his ballistic vest; the vest remained on the front seat of SA [REDACTED] vehicle. [REDACTED] had a conviction for carrying a concealed weapon and made movements while being stopped, which caused TFO [REDACTED] to believe he may have been reaching for a weapon. TFO [REDACTED] immediately announced [REDACTED] movement on the HIDTA radio to all participants.

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[REDACTED]
[REDACTED]
[REDACTED] The outer tactical carrier with FBI markings can be donned over clothing to facilitate identification as law enforcement during the transition from covert to overt activity.

The MIOG, Section 12-13.1 states, in part:

"Wearing of body armor by SA personnel is mandatory during planned arrests, execution of search warrants and surveillances which can reasonably be expected to culminate in a confrontation with armed and dangerous subject(s)."

Instruction #3:

That SAC, Milwaukee ensure all division personnel comply with the above MIOG requirement.

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LEAD(s) :

Set Lead 1: (Action)

INSPECTION

AT WASHINGTON, D.C.

[REDACTED] That no administrative action be taken against SA [REDACTED]
[REDACTED] as a result of his involvement in this shooting
incident.

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1 - Mr. Joyce, Room [REDACTED]
1 - Mr. Perkins, Room [REDACTED]
1 - Mr. Weissmann, Room [REDACTED]
1 - [REDACTED] USDOJ
1 - [REDACTED] USDOJ
1 - [REDACTED] Room [REDACTED]
1 - [REDACTED] Quantico
1 - [REDACTED] Quantico
1 - [REDACTED] Laboratory
1 - [REDACTED] Quantico
1 - [REDACTED] WFO
1 - [REDACTED] Room [REDACTED]
1 - (Attention: [REDACTED])
1 - [REDACTED] CIRG
1 - [REDACTED] Room [REDACTED]
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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 06/27/2012

To: Inspection

Attn: AD Keith L. Bennett

From: Inspection

Office of Inspections

Contact: [REDACTED]

Extension [REDACTED]

Approved By: Bennett Keith L. *KLB*

Nelson Cory B. *CN*

Drafted By: [REDACTED] :llh

Case ID #: 297-HQ-A1271725-D

Title: SHOOTING INCIDENT
LITTLE ROCK DIVISION
02/08/2011

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Synopsis: The Shooting Incident Review Group (SIRG) reviewed a shooting incident that occurred on 02/08/2011, involving Special Agent (SA) [REDACTED] of the Indianapolis Division. While conducting an interview, SA [REDACTED] fired two rounds from his Glock Model 23, .40 caliber pistol, killing a subject who refused to obey law enforcement commands and was turning toward SA [REDACTED] with a weapon in his hand. SIRG members unanimously recommended that no administrative action be taken against SA [REDACTED] as a result of his involvement in this shooting incident.

Administrative: Reference report of former Inspector Michael J. Erbach, dated 02/25/2011.

Details: This communication was prepared to furnish the analysis, comments, and recommendations of the SIRG with reference to the captioned shooting.

Details of the Shooting Incident

FBI SAs and Task Force Officers (TFOs) from the Little Rock and Indianapolis Divisions were conducting an investigation involving the production and distribution of child pornography by an unknown subject. The three Indianapolis Division TFOs consisted of detectives from the Kokomo and Brownsburg, Indiana, Police Departments who were assigned to an Internet Crimes

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Against Children (ICAC) Task Force sponsored by the United States Attorney in the Southern District of Indiana.

Investigation identified an Internet Protocol (IP) address used to distribute child pornography belonging to an individual named [REDACTED] Arkansas.

On 02/07/2011, SAs [REDACTED] and [REDACTED] of the Indianapolis Division, along with Detectives [REDACTED] and [REDACTED] arrived at the Jonesboro, Arkansas Resident Agency (JRA) for a briefing regarding a search warrant which was planned for the morning of 02/08/2011. Also present at the briefing were Little Rock Division SAs [REDACTED] [REDACTED] Supervisory Senior Resident Agent (SSRA) [REDACTED] an officer from the Arkansas State Police, and an FBI photographer.

On the morning of 02/08/2011, the Indianapolis SAs and TFOs met with Little Rock personnel at the JRA and drove to a gas station where SSRA [REDACTED] again briefed the operations order including the FBI's Deadly Force Policy. At the conclusion of the briefing, all of the participants proceeded to [REDACTED] residence. Upon their arrival, it was determined that [REDACTED] was inside his residence with [REDACTED] SA [REDACTED] and Detective [REDACTED] interviewed [REDACTED] while SA [REDACTED] and Detective [REDACTED] Other members of the search team began searching the residence for evidence of child pornography and an I-Phone which was believed to have been used to access the internet connection at the residence.

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Through interviews of the residents, information was developed indicating Brandon Fountain, who lived [REDACTED] [REDACTED] may be the unknown subject involved in the production and distribution of child pornography. Based on this information, team members decided to attempt a knock and talk interview with Brandon Fountain.

At approximately 12:00 p.m., Detectives [REDACTED] and [REDACTED] observed Fountain enter his driveway. Approximately one hour later, law enforcement personnel observed Fountain exiting his residence and entering a vehicle. SA [REDACTED] and Detective [REDACTED] approached Fountain as he was leaving and introduced themselves. Fountain invited them inside his residence, closed the door, and invited them to sit at a kitchen table. As they sat down, Fountain was asked if he had any weapons in the house at which time he removed a pocket knife from his front pocket and placed it on the table. He also told them there was a ".45" in the top drawer of his dresser and a ".22" in the bedroom across from the bathroom. At that time Detective [REDACTED] entered the

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residence and remained standing near the door. SA [] and Detective [] informed Fountain they wanted to talk about some strange internet activity in the neighborhood. During the interview, Fountain made statements consistent with the information the unknown subject had posted on the Internet.

At one point during the interview, Fountain attempted to move to his back bedroom to show law enforcement officers the location of his computer. TFO [] asked Fountain to return to the kitchen table. At approximately 1:22 p.m., SA [] stepped outside to contact AUSA [] to inform him of the information obtained from Fountain. [] advised SA [] that he would begin working on a complaint and also authorized the arrest of Fountain and advised he was preparing a search warrant application for Fountain's residence. SA [] entered Fountain's residence to watch Fountain while SA [] and TFO [] conferred outside.

SA [] and TFO [] re-entered the residence to resume the interview. TFO [] verbally advised Fountain of his rights at which time Fountain waived his rights and signed the Advice of Rights Form. Fountain continued to be cooperative and compliant, and was permitted to get water from his refrigerator several times. SA [] subsequently asked Fountain to bring the water to the table and to stop getting up. A short time later Fountain's telephone rang. He had a short conversation and advised the caller he was being interviewed by the "police."

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When TFO [] informed Fountain a search warrant was being obtained for his residence, Fountain confessed to taking photographs of three children with whom he had contact while his girlfriend was babysitting. As Fountain stated he would consent to a search, TFO [] produced a Consent to Search Form, and began explaining it to him. Fountain stated he needed to use the restroom and SA [] agreed to accompany him. As Fountain moved to the restroom, he suddenly ran down the hall and entered the back bedroom with SA [] and TFO [] in pursuit. Fountain slammed the bedroom door behind him with SA [] pursuing and giving verbal commands for him to stop. SA [] opened and entered the bedroom door as Fountain was removing a handgun from a night stand drawer. After repeating verbal commands for Fountain to put his hands up, and while Fountain was turning toward him with the firearm in his hands, SA [] fired two rounds striking Fountain in the rear center torso. Fountain immediately fell to the floor.

TFO [] entered the bedroom just prior to the shooting and upon hearing the commotion from the outside, FBI SAs

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[redacted] and [redacted] as well as Arkansas State Police SA [redacted] entered the residence arriving in the bedroom immediately after the shooting. Law enforcement personnel continued to give verbal commands for Fountain to stop moving to which he verbally responded and complied. TFO [redacted] disarmed the subject and SA [redacted] handcuffed him. TFO [redacted] removed a .45 caliber Patriot, semiautomatic handgun and two loaded magazines from the subject.

Emergency medical assistance was requested. The EMTs treated the subject at the scene and advised SA [redacted] the subject was not going to survive. Fountain was transported to the South Mississippi County (SMC) Regional Medical Center in Osceola and airlifted to the SMC Regional Medical Center in Memphis, Tennessee, where he was pronounced dead.

On 06/21/2011, [redacted] District Prosecuting Attorney, Second Judicial District of Arkansas, advised his office reviewed the case and concluded SA [redacted] was justified in using deadly force and that no further review of this matter was necessary.

On 06/30/2011, [redacted] US Department of Justice, Civil Rights Division, advised the matter did not warrant a federal criminal investigation into whether there was a violation of the criminal civil rights statutes.

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On 05/22/2012, the SIRG met to discuss the above-captioned shooting incident. Deputy Assistant Director Cory B. Nelson, Inspection Division (INSD), chaired the meeting and was a non-voting member. The following voting members were in attendance: [redacted] Trial Attorney, Civil Rights Division, USDOJ; [redacted] Trial Attorney, Criminal Division, USDOJ; Section Chief (SC) [redacted] Violent Criminal Threat Section, Criminal Investigative Division; Unit Chief (UC) [redacted] Practical Applications Unit (PAU), Training Division (TD); UC [redacted] Firearms Training Unit, TD; UC [redacted] Special Weapons and Tactics Operations Unit, Critical Incident Response Group; UC [redacted] Defensive Systems Unit, TD; UC [redacted] Investigative Law Unit, Office of General Counsel (OGC); SSA [redacted] Evidence Response Team Unit, Laboratory Division (LD); and SSA [redacted], CR-2, Washington Field Office. The following non-voting members were also in attendance: Inspectors Robert J. Shields, Jr., and Deirdre L. Fike, Office of Inspections (OI), INSD; Special Assistant [redacted] INSD; Team Leader [redacted], OI, INSD; SSA [redacted] PAU, TD; Management and Program Analysts (MPAs)

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Re: 297-HQ-A1271725-D, 06/27/2012

[redacted] and [redacted] Inspection Management
Unit (IMU), Strategic Analysis Section (SAS), INSD.

Observations and Recommendations of the SIRG

The SIRG reviewed the above synopsis incident with the intent to: (1) evaluate the application of deadly force; (2) provide the Director with an evaluative analysis, observations, and recommendations for corrective actions from an operational standpoint (if any); (3) provide recommendations concerning training and/or safety issues; and (4) provide recommendations for administrative action if deemed necessary.

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SIRG members unanimously agreed that the use of deadly force by SA [redacted] was justified and in conformance with the FBI's deadly force policy. This discussion resulted in the recommendation that no administrative action be taken against SA [redacted] as a result of his involvement in this shooting incident.

SIRG members unanimously adopted the following observations, instruction, and recommendations made by the Shooting Incident Review Team:

OBSERVATION #1:

FBI personnel were not wearing body armor when the shooting occurred. Although personnel wore body armor at the original search location, all personnel removed their body armor when the site was deemed secure. The investigation proceeded to a second location where the shooting occurred. FBI Policy regarding the wearing of body armor, MIOG, Part 2, 12-13.1(1) states: "Wearing of body armor by SA personnel is mandatory during planned arrests, execution of search warrants and surveillances which can reasonably be expected to culminate in a confrontation with armed and dangerous subject(s)."

Instruction #1: That SAC, Indianapolis and SAC, Little Rock ensure personnel are directed to wear body armor throughout the course of search/arrest operations.

OBSERVATION #2:

The three TFOs participating in the operations were members of the ICAC Task Force in the Indianapolis Division's Area of Responsibility. They were incorporated in the operations order for the execution of the search warrant under the supervision of an FBI SSRA. Unknown to both the Indianapolis and

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Re: 297-HQ-A1271725-D, 06/27/2012

Little Rock Divisions, the ICAC TFOs were not deputized, and therefore did not have Federal Law Enforcement Officer status. A Memorandum of Understanding (MOU) was not in place between the Indianapolis Division and the ICAC Task Force.

Recommendation #2a: That SAC, Indianapolis ensure an MOU is established between the Indianapolis Division and the ICAC Task Force documenting roles and responsibilities when conducting joint investigations.

Recommendation #2b: That SAC, Indianapolis ensure Indianapolis ICAC Task Force personnel participating in FBI operations are deputized as Federal Law Enforcement Officers prior to their participation in FBI and federal tactical operations.

These observations will be brought to the attention of the SACs of the Little Rock and Indianapolis Divisions with accompanying Instruction/Recommendations.

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LEAD(s) :

Set Lead 1: (Action)

INSPECTION

AT WASHINGTON, D.C.

That no administrative action be taken against SA [REDACTED]
[REDACTED] as a result of his involvement in this shooting
incident.

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1 - Mr. Joyce, Room [REDACTED]
1 - Mr. Harrington, Room [REDACTED]
1 - Mr. Weissmann, Room [REDACTED]
1 - [REDACTED] USDOJ
1 - [REDACTED] USDOJ
1 - [REDACTED] Room [REDACTED]
1 - [REDACTED] Quantico
1 - [REDACTED] Quantico
1 - [REDACTED] Laboratory
1 - [REDACTED] Quantico
1 - [REDACTED] WFO
1 - [REDACTED] Room [REDACTED]
(Attention: [REDACTED])
1 - [REDACTED] CIRG
1 - [REDACTED] Room [REDACTED]
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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 06/20/2012

To: Director's Office
Inspection

Attn: OPR
AD Candice M. Will
Attn: AD Keith L. Bennett
Internal Investigations
SC [REDACTED]

From: Inspection
Office of Inspections
Contact: [REDACTED]

Extension [REDACTED]

Approved By: Bennett Keith L *LKB*
Nelson Cory B *for*

Drafted By: [REDACTED] llh

Case ID #: 297-HQ-A1271285-D

Title: SHOOTING INCIDENT
CHICAGO DIVISION
06/11/2011

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Synopsis: The Shooting Incident Review Group (SIRG) reviewed a shooting incident that occurred on 06/11/2011, involving Special Agent (SA) [REDACTED] of the Chicago Division. After removing his Bureau-issued Glock Model 23, .40 caliber pistol from its holster, SA [REDACTED] slipped and accidentally discharged one round, injuring his toe. SIRG members recommended that SA [REDACTED] be censured, suspended from duty for a period of three days, and receive documented remedial firearms training in regard to this shooting incident.

Administrative: Reference Electronic Communication of Supervisory Special Agent (SSA) [REDACTED] dated 07/26/2011.

Details: This communication was prepared to furnish the analysis, comments, and recommendations of the SIRG with reference to the captioned shooting.

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To: Director's Office From: Inspection
Re: 297-HQ-A1271285-D, 06/20/2012

Details of the Shooting Incident

On 06/11/2011, after concluding a breakfast meeting with another Agent of the Chicago Division and a Confidential Human Source, SA [] drove to the Chicago office. After leaving his personal property at his desk, SA [] proceeded to the men's restroom and removed his pistol from the holster on his right hip to place it on the back of the commode. After removing the gun from the holster, SA [] slipped causing one round to discharge from the weapon. The expended round grazed SA [] big toe and entered the restroom floor.

SA [] immediately contacted Chicago Division management to advise of the incident. SA [] drove himself to Rush University Medical Center, identified himself to the staff, and explained the circumstances of his injury. SA [] toe was sutured by medical personnel and he was released the same day.

On 05/22/2012, the SIRG met to discuss the above-captioned shooting incident. Deputy Assistant Director Cory B. Nelson, Inspection Division (INSD), chaired the meeting and was a non-voting member. The following voting members were in attendance: [] Trial Attorney, Civil Rights Division, USDOJ; [] Trial Attorney, Criminal Division, USDOJ; Section Chief (SC) [] Violent Criminal Threat Section, Criminal Investigative Division; Unit Chief (UC) [] Practical Applications Unit (PAU), Training Division (TD); UC [] Firearms Training Unit, TD; UC [] Special Weapons and Tactics Operations Unit, Critical Incident Response Group; UC [] Defensive Systems Unit, TD; UC [] Investigative Law Unit, Office of General Counsel (OGC); SSA [] Evidence Response Team Unit, Laboratory Division (LD); and SSA [] CR-2, Washington Field Office. The following non-voting members were also in attendance: Inspectors Robert J. Shields, Jr., and Deirdre L. Fike, Office of Inspections (OI), INSD; Special Assistant [] INSD; Team Leader [] OI, INSD; SSA [] PAU, TD; Management and Program Analysts (MPAs) [] and [] Inspection Management Unit (IMU), Strategic Analysis Section (SAS), INSD.

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Observations and Recommendations of the SIRG

The SIRG reviewed the above synopsis incident with the intent to: (1) evaluate the application of deadly force; (2) provide the Director with an evaluative analysis, observations, and recommendations for corrective actions from an

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operational standpoint (if any); (3) provide recommendations concerning training and/or safety issues; and (4) provide recommendations for administrative action if deemed necessary.

SIRG members unanimously recommended that SA [REDACTED] be censured, suspended from duty for a period of three days, and receive documented remedial firearms training in regard to this shooting incident.

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To: Director's Office From: Inspection
Re: 297-HQ-A1271285-D, 06/20/2012

LEAD(s):

Set Lead 1: (Action)

INSPECTION

AT WASHINGTON, DC

That SA [] be censured and suspended from duty for a period of three days in regard to this shooting incident. Additionally, the SIRG has instructed the Special Agent in Charge of the Chicago Division to ensure SA [] receives remedial firearms training regarding the proper handling of firearms and to properly document this training.

Set Lead 2: (Action)

DIRECTOR'S OFFICE

AT OPR FO, DC

That the Adjudication Unit, OPR, review the recommendation and adjudicate this incident accordingly.

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1 - Mr. Joyce, Room []
1 - Mr. Harrington, Room []
1 - Mr. Weissmann, Room []
1 - [] USDOJ
1 - [] USDOJ
1 - [] Room []
1 - [] Quantico
1 - [] Quantico
1 - [] Laboratory
1 - [] Quantico
1 - [] WFO
1 - [] Room []
1 - (Attention: []
1 - [] CIRG
1 - [] Room []
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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 06/20/2012

To: Inspection

Attn: AD Keith L. Bennett

From: Inspection

Office of Inspections

Contact: [REDACTED]

Extension [REDACTED]

Approved By: Bennett Keith L. *KB*
Nelson Cory B. *CB*

Drafted By: [REDACTED] llh

Case ID #: 297-HQ-A1271978-D

Title: SHOOTING INCIDENT
CRIMINAL JUSTICE INFORMATION SERVICES (CJIS) DIVISION
07/07/2011

Synopsis: The Shooting Incident Review Group (SIRG) reviewed a shooting incident that occurred on 07/07/2011, involving Police Officer [REDACTED] Officer [REDACTED] fired one round from his Bureau-issued Glock Model 22, .40 caliber pistol, killing a severely injured deer. SIRG members recommended that no administrative action be taken against Officer [REDACTED] as a result of his involvement in this shooting incident.

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Administrative: Reference Electronic Communication of Supervisory Police Officer [REDACTED] dated 07/19/2011.

Details: This communication was prepared to furnish the analysis, comments, and recommendations of the SIRG with reference to the captioned shooting.

Details of the Shooting Incident

On 07/07/2011, police officers assigned to the CJIS West Gate received a report from an employee that she struck a deer on a road leading to the CJIS facility. One of the officers radioed Officer [REDACTED] who was assigned to site patrol, advised him of the situation, and requested that he attempt to locate the wounded deer. After locating the animal, Officer [REDACTED] determined the injuries were so severe the deer would have to be eliminated. Ensuring no vehicles were approaching, Officer [REDACTED]

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To: Inspection From: Inspection
Re: 297-HQ-A1271978-D, 06/20/2012

fired one round into the deer's shoulder, killing the injured animal. Officer [REDACTED] contacted his supervisor and advised him of the situation.

On 05/22/2012, the SIRG met to discuss the above-captioned shooting incident. Deputy Assistant Director Cory B. Nelson, Inspection Division (INSD), chaired the meeting and was a non-voting member. The following voting members were in attendance: [REDACTED] Trial Attorney, Civil Rights Division, USDOJ; [REDACTED] Trial Attorney, Criminal Division, USDOJ; Section Chief (SC) [REDACTED] Violent Criminal Threat Section, Criminal Investigative Division; Unit Chief (UC) [REDACTED] Practical Applications Unit (PAU), Training Division (TD); UC [REDACTED] Firearms Training Unit, TD; UC [REDACTED] Special Weapons and Tactics Operations Unit, Critical Incident Response Group; UC [REDACTED] Defensive Systems Unit, TD; UC [REDACTED] Investigative Law Unit, Office of General Counsel (OGC); SSA [REDACTED] Evidence Response Team Unit, Laboratory Division (LD); and SSA [REDACTED] CR-2, Washington Field Office. The following non-voting members were also in attendance: Inspectors Robert J. Shields, Jr., and Deirdre L. Fike, Office of Inspections (OI), INSD; Special Assistant [REDACTED] INSD; Team Leader [REDACTED] OI, INSD; SSA [REDACTED] [REDACTED], PAU, TD; Management and Program Analysts (MPAs) [REDACTED] and [REDACTED] Inspection Management Unit (IMU), Strategic Analysis Section (SAS), INSD.

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Observations and Recommendations of the SIRG

The SIRG reviewed the above synopsisized incident with the intent to: (1) evaluate the application of deadly force; (2) provide the Director with an evaluative analysis, observations, and recommendations for corrective actions from an operational standpoint (if any); (3) provide recommendations concerning training and/or safety issues; and (4) provide recommendations for administrative action if deemed necessary.

SIRG members unanimously agreed that the use of deadly force by Police Officer [REDACTED] was justified and in conformance with the FBI's deadly force policy. This discussion resulted in the recommendation that no administrative action be taken against Officer [REDACTED] as a result of his involvement in this shooting incident.

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To: Inspection From: Inspection
Re: 297-HQ-A1271978-D, 06/20/2012

LEAD(s):

Set Lead 1: (Action)

INSPECTION

AT WASHINGTON, DC

That no administrative action be taken against Police Officer [REDACTED] as a result of his involvement in this shooting incident.

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1 - Mr. Joyce, Room [REDACTED]
1 - Mr. Harrington, Room [REDACTED]
1 - Mr. Weissmann, Room [REDACTED]
1 - [REDACTED] USDOJ
1 - [REDACTED] USDOJ
1 - [REDACTED] Room [REDACTED]
1 - [REDACTED] Quantico
1 - [REDACTED] Quantico
1 - [REDACTED] Laboratory
1 - [REDACTED] Quantico
1 - [REDACTED] WFO
1 - [REDACTED] Room [REDACTED]
1 - (Attention: [REDACTED])
1 - [REDACTED] CIRG
1 - [REDACTED] Room [REDACTED]
♦♦

UNCLASSIFIED

UNCLASSIFIED

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 06/20/2012

To: Director's Office

Attn: OPR

AD Candice M. Will

Inspection

Attn: AD Keith L. Bennett

Internal Investigations

SC [REDACTED]

From: Inspection

Office of Inspections

Contact: [REDACTED]

Extension [REDACTED]

Approved By: Bennett Keith L. *KLB*
Nelson Cory B. *CNB*

Drafted By: [REDACTED]:llh

Case ID #: 297-HQ-A1271748-D

Title: SHOOTING INCIDENT
MIAMI DIVISION
08/18/2011

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b7C

Synopsis: The Shooting Incident Review Group (SIRG) reviewed a shooting incident that occurred on 08/18/2011, involving Special Agent (SA) [REDACTED] of the Miami Division. While preparing for an arrest, SA [REDACTED] accidentally discharged one round from his Bureau-issued Remington 12 gauge shotgun. SIRG members recommended that SA [REDACTED] be censured, suspended from duty for a period of three days, and receive documented remedial firearms training in regard to this shooting incident.

Administrative: Reference Electronic Communication of Supervisory Special Agent (SSA) [REDACTED] dated 09/12/2011.

Details: This communication was prepared to furnish the analysis, comments, and recommendations of the SIRG with reference to the captioned shooting.

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To: Director's Office From: Inspection
Re: 297-HQ-A1271748-D, 06/20/2012

Details of the Shooting Incident

On 08/18/2011, at approximately 4:00 a.m., SA [redacted] met Miami Division SA [redacted] and Task Force Officer (TFO) [redacted] at a parking garage used by West Palm Beach Resident Agency (WPBRA) personnel. The SAs and TFO [redacted] were preparing for a joint arrest operation and were gearing up and preparing their weapons for the arrest before proceeding to the Customs and Border Protection office in West Palm Beach.

SA [redacted] pulled his shotgun from the trunk of his vehicle, visually cleared the weapon, installed a sling, and loaded the shotgun with four slugs. SA [redacted] racked the shotgun, loaded a fifth slug, and was going to place the gun inside its case. As SA [redacted] moved the shotgun to the case, one round accidentally discharged.

Although he was unsure of how the accidental discharge occurred, SA [redacted] speculated he was trying to determine if the safety was on when his finger must have went inside the trigger guard, accidentally depressing the trigger.

SA [redacted] and TFO [redacted] heard a loud bang and saw SA [redacted] holding the shotgun. After determining SA [redacted] was not injured, SA [redacted] took the weapon and unloaded the remaining rounds. As they began to look for the expended round, SA [redacted] passed out and collapsed. After SA [redacted] provided assistance to SA [redacted] and determined emergency medical services were not needed, he notified division management of the incident. The expended round was subsequently located in the ceiling of the parking garage.

No personal injuries nor property damage were incurred as a result of SA [redacted] accidental discharge.

On 05/22/2012, the SIRG met to discuss the above-captioned shooting incident. Deputy Assistant Director Cory B. Nelson, Inspection Division (INSD), chaired the meeting and was a non-voting member. The following voting members were in attendance: [redacted] Trial Attorney, Civil Rights Division, USDOJ; [redacted] Trial Attorney, Criminal Division, USDOJ; Section Chief (SC) [redacted] Violent Criminal Threat Section, Criminal Investigative Division; Unit Chief (UC) [redacted] Practical Applications Unit (PAU), Training Division (TD); UC [redacted] Firearms Training Unit, TD; UC [redacted] Special Weapons and Tactics Operations Unit, Critical Incident Response Group; UC [redacted] Defensive Systems Unit, TD; UC [redacted] Investigative Law Unit, Office of General Counsel (OGC); SSA [redacted]

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UNCLASSIFIED

To: Director's Office From: Inspection
Re: 297-HQ-A1271748-D, 06/20/2012

Evidence Response Team Unit, Laboratory Division (LD); and SSA [REDACTED], CR-2, Washington Field Office. The following non-voting members were also in attendance: Inspectors Robert J. Shields, Jr., and Deirdre L. Fike, Office of Inspections (OI), INSD; Special Assistant [REDACTED], INSD; Team Leader [REDACTED], OI, INSD; SSA [REDACTED], PAU, TD; Management and Program Analysts (MPAs) [REDACTED] and [REDACTED], Inspection Management Unit (IMU), Strategic Analysis Section (SAS), INSD.

Observations and Recommendations of the SIRG

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The SIRG reviewed the above synopsisized incident with the intent to: (1) evaluate the application of deadly force; (2) provide the Director with an evaluative analysis, observations, and recommendations for corrective actions from an operational standpoint (if any); (3) provide recommendations concerning training and/or safety issues; and (4) provide recommendations for administrative action if deemed necessary.

SIRG members unanimously recommended that SA [REDACTED] be censured, suspended from duty for a period of three days, and receive documented remedial firearms training in regard to this shooting incident.

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To: Director's Office From: Inspection
Re: 297-HQ-A1271748-D, 06/20/2012

LEAD(s) :

Set Lead 1: (Action)

INSPECTION

AT WASHINGTON, DC

That SA [REDACTED] be censured and suspended from duty for a period of three days in regard to this shooting incident. Additionally, the SIRG has instructed the Special Agent in Charge of the Miami Division to ensure SA [REDACTED] receives remedial firearms training regarding the proper handling of firearms and to properly document this training.

Set Lead 2: (Action)

DIRECTOR'S OFFICE

AT OPR FO, DC

That the Adjudication Unit, OPR, review the recommendation and adjudicate this incident accordingly.

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b7C

1 - Mr. Joyce, Room [REDACTED]
1 - Mr. Harrington, Room [REDACTED]
1 - Mr. Weissmann, Room [REDACTED]
1 - [REDACTED] USDOJ
1 - [REDACTED] USDOJ
1 - [REDACTED] Room [REDACTED]
1 - [REDACTED] Quantico
1 - [REDACTED] Quantico
1 - [REDACTED] Laboratory
1 - [REDACTED] Quantico
1 - [REDACTED] WFO
1 - [REDACTED] Room [REDACTED]
(Attention: [REDACTED])
1 - [REDACTED] CIRG
1 - [REDACTED] Room [REDACTED]
♦♦

UNCLASSIFIED

UNCLASSIFIED

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 06/20/2012

To: Inspection

Attn: AD Keith L. Bennett

From: Inspection

Office of Inspections

Contact: [REDACTED]

Extension [REDACTED]

Approved By: Bennett Keith L *KB*

Nelson Cory B *CB*

Drafted By: [REDACTED]:llh

Case ID #: 297-HQ-A1271788-D

Title: SHOOTING INCIDENT
NEW YORK FIELD OFFICE
08/20/2011

Synopsis: The Shooting Incident Review Group (SIRG) reviewed a shooting incident that occurred on 08/20/2011, involving Special Agent (SA) [REDACTED] of the New York Field Office. While in an off-duty status, SA [REDACTED] fired one round from her Bureau-issued Glock Model 22, .40 caliber pistol, killing an injured deer. SIRG members recommended that no administrative action be taken against SA [REDACTED] as a result of her involvement in this shooting incident.

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Administrative: Reference Electronic Communication of Supervisory Special Agent (SSA) [REDACTED] dated 08/29/2011.

Details: This communication was prepared to furnish the analysis, comments, and recommendations of the SIRG with reference to the captioned shooting.

Details of the Shooting Incident

On 08/20/2011, at approximately 4:45 p.m., SA [REDACTED] was operating her personally-owned vehicle in Princeton, New Jersey. SA [REDACTED] saw a deer lying on the side of the road, stopped her vehicle, and walked toward the animal with her gun drawn. Seeing the severely injured deer bleeding and unable to get up, SA [REDACTED] discharged one round, killing the deer. She immediately contacted the New York Field Office regarding the

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To: Inspection From: Inspection
Re: 297-HQ-A1271788-D, 06/20/2012

incident and a local police cruiser arrived on the scene. Officers advised SA [REDACTED] the road department would remove the animal from the area.

On 05/22/2012, the SIRC met to discuss the above-captioned shooting incident. Deputy Assistant Director Cory B. Nelson, Inspection Division (INSD), chaired the meeting and was a non-voting member. The following voting members were in attendance: [REDACTED] Trial Attorney, Civil Rights Division, USDOJ; [REDACTED] Trial Attorney, Criminal Division, USDOJ; Section Chief (SC) [REDACTED] Violent Criminal Threat Section, Criminal Investigative Division; Unit Chief (UC) [REDACTED] Practical Applications Unit (PAU), Training Division (TD); UC [REDACTED] Firearms Training Unit, TD; UC [REDACTED] Special Weapons and Tactics Operations Unit, Critical Incident Response Group; UC [REDACTED] Defensive Systems Unit, TD; UC [REDACTED] Investigative Law Unit, Office of General Counsel (OGC); SSA [REDACTED] Evidence Response Team Unit, Laboratory Division (LD); and SSA [REDACTED], CR-2, Washington Field Office. The following non-voting members were also in attendance: Inspectors Robert J. Shields, Jr., and Deirdre L. Fike, Office of Inspections (OI), INSD; Special Assistant [REDACTED] INSD; Team Leader [REDACTED], OI, INSD; SSA [REDACTED] PAU, TD; Management and Program Analysts (MPAs) [REDACTED] and [REDACTED] Inspection Management Unit (IMU), Strategic Analysis Section (SAS), INSD.

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b7C

Observations and Recommendations of the SIRC

The SIRC reviewed the above synopsis incident with the intent to: (1) evaluate the application of deadly force; (2) provide the Director with an evaluative analysis, observations, and recommendations for corrective actions from an operational standpoint (if any); (3) provide recommendations concerning training and/or safety issues; and (4) provide recommendations for administrative action if deemed necessary.

SIRC members unanimously agreed that the use of deadly force by SA [REDACTED] was justified and in conformance with the FBI's deadly force policy. This discussion resulted in the recommendation that no administrative action be taken against SA [REDACTED] as a result of her involvement in this shooting incident.

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To: Inspection From: Inspection
Re: 297-HQ-A1271788-D, 06/20/2012

LEAD(s) :

Set Lead 1: (Action)

INSPECTION

AT WASHINGTON, DC

That no administrative action be taken against SA
[redacted] as a result of her involvement in this shooting
incident.

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b7C

1 - Mr. Joyce, Room [redacted]
1 - Mr. Harrington, Room [redacted]
1 - Mr. Weissmann, Room [redacted]
1 - [redacted] USDOJ
1 - [redacted] USDOJ
1 - [redacted] Room [redacted]
1 - [redacted] Quantico
1 - [redacted] Quantico
1 - [redacted] Laboratory
1 - [redacted] Quantico
1 - [redacted] WFO
1 - [redacted] Room [redacted]
(Attention: [redacted])
1 - [redacted] CIRG
1 - [redacted] Room [redacted]

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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 06/21/2012

To: Director's Office
Inspection

Attn: OPR
AD Candice M. Will
Attn: AD Keith L. Bennett
Internal Investigations
SC [REDACTED]

From: Inspection
Office of Inspections

Contact: [REDACTED] Extension [REDACTED]

Approved By: Bennett Keith L. *KB*
Nelson Cory B. *CN*

Drafted By: [REDACTED] llh

Case ID #: 297-HQ-A1271285-D

Title: SHOOTING INCIDENT
CHICAGO DIVISION
08/29/2011

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Synopsis: The Shooting Incident Review Group (SIRG) reviewed a shooting incident that occurred on 08/29/2011, involving Special Agent (SA) [REDACTED] of the Chicago Division. While disassembling his Glock Model 22, pistol for cleaning, SA [REDACTED] pulled the trigger, resulting in the accidental discharge of one round. SIRG members recommended that SA [REDACTED] be censured, suspended from duty for a period of three days, and receive documented remedial firearms training in regard to this shooting incident.

Administrative: Reference Electronic Communication of Supervisory Special Agent (SSA) [REDACTED] dated 09/08/2011.

Details: This communication was prepared to furnish the analysis, comments, and recommendations of the SIRG with reference to the captioned shooting.

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To: Director's Office From: Inspection
Re: 297-HQ-A1271285-D, 06/21/2012

Details of the Shooting Incident

On 08/29/2011, SA [redacted] squad had a range day at the Chicago Division's firing range. Following the last training cycle, the group did not clear their weapons on the line. According to SA [redacted] he policed the range with other individuals, and cleaned an MP5 in the cleaning room. A short time later, SA [redacted] proceeded to the charging barrel to safely disassemble his pistol for cleaning. As he pulled the trigger, one round discharged into the charging barrel.

No personal injuries were incurred as a result of SA [redacted] accidental discharge. He immediately notified Chicago Division management of the incident.

On 05/22/2012, the SIRG met to discuss the above-captioned shooting incident. Deputy Assistant Director Cory B. Nelson, Inspection Division (INSD), chaired the meeting and was a non-voting member. The following voting members were in attendance: [redacted] Trial Attorney, Civil Rights Division, USDOJ; [redacted] Trial Attorney, Criminal Division, USDOJ; Section Chief (SC) [redacted] Violent Criminal Threat Section, Criminal Investigative Division; Unit Chief (UC) [redacted] Practical Applications Unit (PAU), Training Division (TD); UC [redacted] Firearms Training Unit, TD; UC [redacted] Special Weapons and Tactics Operations Unit, Critical Incident Response Group; UC [redacted] Defensive Systems Unit, TD; UC [redacted] Investigative Law Unit, Office of General Counsel (OGC); SSA [redacted] Evidence Response Team Unit, Laboratory Division (LD); and SSA [redacted] CR-2, Washington Field Office. The following non-voting members were also in attendance: Inspectors Robert J. Shields, Jr., and Deirdre L. Fike, Office of Inspections (OI), INSD; Special Assistant [redacted] INSD; Team Leader [redacted], OI, INSD; SSA [redacted] PAU, TD; Management and Program Analysts (MPAs) [redacted] and [redacted] Inspection Management Unit (IMU), Strategic Analysis Section (SAS), INSD.

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Observations and Recommendations of the SIRG

The SIRG reviewed the above synopsis incident with the intent to: (1) evaluate the application of deadly force; (2) provide the Director with an evaluative analysis, observations, and recommendations for corrective actions from an operational standpoint (if any); (3) provide recommendations concerning training and/or safety issues; and (4) provide recommendations for administrative action if deemed necessary.

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To: Director's Office From: Inspection
Re: 297-HQ-A1271285-D, 06/21/2012

SIRG members unanimously recommended that SA []
[] be censured, suspended from duty for a period of three days,
and receive documented remedial firearms training in regard to
this shooting incident.

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UNCLASSIFIED

To: Director's Office From: Inspection
Re: 297-HQ-A1271285-D, 06/21/2012

LEAD(s) :

Set Lead 1: (Action)

INSPECTION

AT WASHINGTON, DC

That SA [REDACTED] be censured and suspended from duty for a period of three days in regard to this shooting incident. Additionally, the SIRG has instructed the Special Agent in Charge of the Chicago Division to ensure SA [REDACTED] receives remedial firearms training regarding the proper handling of firearms and to properly document this training.

Set Lead 2: (Action)

DIRECTOR'S OFFICE

AT OPR FO, DC

That the Adjudication Unit, OPR, review the recommendation and adjudicate this incident accordingly.

b6
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1 - Mr. Joyce, Room [REDACTED]
1 - Mr. Harrington, Room [REDACTED]
1 - Mr. Weissmann, Room [REDACTED]
1 - [REDACTED] USDOJ
1 - [REDACTED] USDOJ
1 - [REDACTED] Room [REDACTED]
1 - [REDACTED] Quantico
1 - [REDACTED] Quantico
1 - [REDACTED] Laboratory
1 - [REDACTED] Quantico
1 - [REDACTED] WFO
1 - [REDACTED] Room [REDACTED]
(Attention: [REDACTED])
1 - [REDACTED] CIRG
1 - [REDACTED] Room [REDACTED]
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UNCLASSIFIED

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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 06/21/2012

To: Director's Office

Attn: OPR

AD Candice M. Will

Inspection

Attn: AD Keith L. Bennett

Internal Investigations

SC [REDACTED]

From: Inspection

Office of Inspections

Contact: [REDACTED]

Extension [REDACTED]

Approved By: Bennett Keith L. *KLB*

Nelson Cory B. *CM*

Drafted By: [REDACTED] llh

Case ID #: 297-HQ-A1271748-D

Title: SHOOTING INCIDENT

MIAMI DIVISION

09/07/2011

Synopsis: The Shooting Incident Review Group (SIRG) reviewed a shooting incident that occurred on 09/07/2011, involving Special Agent (SA) [REDACTED] of the Miami Division. While conducting dry firing exercises inside his residence, SA [REDACTED] accidentally discharged one round from his Bureau-issued Glock Model 22, .40 caliber pistol. SIRG members recommended that SA [REDACTED] be censured, suspended from duty for a period of three days, and receive documented remedial firearms training in regard to this shooting incident.

Administrative: Reference Electronic Communication of Supervisory Special Agent (SSA) [REDACTED] dated 09/21/2011.

Details: This communication was prepared to furnish the analysis, comments, and recommendations of the SIRG with reference to the captioned shooting.

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UNCLASSIFIED

To: Director's Office From: Inspection
Re: 297-HQ-A1271748-D, 06/21/2012

Details of the Shooting Incident

On the night of 09/07/2011, SA [] was conducting dry firing exercises inside his residence. Due to receiving low qualifying scores on his official firearms qualifications and based on the recommendation of Miami Division Firearms Instructors, SA [] was dry firing to improve his trigger control and hand grip.

In preparation of conducting the dry firing exercise, SA [] unloaded the pistol and ejected the round in the chamber, ensuring the weapon was safe and empty. He dry fired the pistol for approximately five to ten minutes before inserting the magazine into the weapon and releasing the slide forward to place a round in the chamber. As he was preparing to place the gun inside a fanny pack, SA [] decided to feel the difference in the weight of a fully loaded pistol versus an empty one. As he aimed the loaded weapon at the bathroom wall, while concentrating on his grip pressure, one round discharged entering the bathroom wall and exiting to the outside of the residence. Ensuring no personal injuries nor additional property damage were sustained as a result of the discharge, SA [] telephonically contacted his immediate supervisor and reported the incident.

According to SA [] both of his hands were firmly on the weapon at the time of the discharge; however, he could not recall if his finger was on the trigger when the incident occurred.

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On 05/22/2012, the SIRG met to discuss the above-captioned shooting incident. Deputy Assistant Director Cory B. Nelson, Inspection Division (INSD), chaired the meeting and was a non-voting member. The following voting members were in attendance: [] Trial Attorney, Civil Rights Division, USDOJ; [] Trial Attorney, Criminal Division, USDOJ; Section Chief (SC) [] Violent Criminal Threat Section, Criminal Investigative Division; Unit Chief (UC) [] Practical Applications Unit (PAU), Training Division (TD); UC [] Firearms Training Unit, TD; UC [] Special Weapons and Tactics Operations Unit, Critical Incident Response Group; UC [] Defensive Systems Unit, TD; UC [] Investigative Law Unit, Office of General Counsel (OGC); SSA [] Evidence Response Team Unit, Laboratory Division (LD); and SSA [] CR-2, Washington Field Office. The following non-voting members were also in attendance: Inspectors Robert J. Shields, Jr., and Deirdre L. Fike, Office of Inspections (OI), INSD; Special Assistant [] INSD; Team Leader [] , OI, INSD; SSA []

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To: Director's Office From: Inspection
Re: 297-HQ-A1271748-D, 06/21/2012

[REDACTED] PAU, TD; Management and Program Analysts (MPAs)
[REDACTED] and [REDACTED] Inspection Management
Unit (IMU), Strategic Analysis Section (SAS), INSD.

Observations and Recommendations of the SIRC

The SIRC reviewed the above synopsisized incident with the intent to: (1) evaluate the application of deadly force; (2) provide the Director with an evaluative analysis, observations, and recommendations for corrective actions from an operational standpoint (if any); (3) provide recommendations concerning training and/or safety issues; and (4) provide recommendations for administrative action if deemed necessary.

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SIRC members unanimously recommended that SA [REDACTED] be censured, suspended from duty for a period of three days, and receive documented remedial firearms training in regard to this shooting incident.

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To: Director's Office From: Inspection
Re: 297-HQ-A1271748-D, 06/21/2012

LEAD(s) :

Set Lead 1: (Action)

INSPECTION

AT WASHINGTON, DC

That SA [] be censured and suspended from duty for a period of three days in regard to this shooting incident. Additionally, the SIRG has instructed the Special Agent in Charge of the Miami Division to ensure SA [] receives remedial firearms training regarding the proper handling of firearms and to properly document this training.

Set Lead 2: (Action)

DIRECTOR'S OFFICE

AT OPR FO, DC

That the Adjudication Unit, OPR, review the recommendation and adjudicate this incident accordingly.

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b7C

1 - Mr. Joyce, Room []
1 - Mr. Harrington, Room []
1 - Mr. Weissmann, Room []
1 - [] USDOJ
1 - [] USDOJ
1 - [] Room []
1 - [] Quantico
1 - [] Quantico
1 - [] Laboratory
1 - [] Quantico
1 - [] WFO
1 - [] Room []
 (Attention: [])
1 - [] CIRG
1 - [] Room []
♦♦

UNCLASSIFIED

UNCLASSIFIED

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 07/18/2012

To: Inspection
CIRG

Attn: AD Keith L. Bennett
Attn: AD Robert A. Blecksmith

From: Inspection
Office of Inspections

Contact: [REDACTED] Extension [REDACTED]

Approved By: Bennett Keith L. *KB*
Nelson Cory B. *CB*

Drafted By: [REDACTED] llh

Case ID #: 297-HQ-A1271725-D

Title: SHOOTING INCIDENT
LITTLE ROCK DIVISION
10/11/2011

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b7C

Synopsis: The Shooting Incident Review Group (SIRG) reviewed a shooting incident that occurred on 10/11/2011, involving Special Agents (SAs) [REDACTED] and [REDACTED] of the Norfolk Division. During the execution of an arrest warrant in the Little Rock Division area of responsibility, both Agents returned fire at a subject who fired eight rounds toward law enforcement personnel from inside his residence. SIRG members unanimously recommended that no administrative action be taken against SAs [REDACTED] and [REDACTED] as a result of their involvement in this shooting incident.

Administrative: Reference report of Inspector Robert J. Shields, Jr., dated 10/18/2011.

Details: This communication was prepared to furnish the analysis, comments, and recommendations of the SIRG with reference to the captioned shooting.

Details of the Shooting Incident

On 10/11/2011, the Little Rock Division, Arkansas State Police (ASP), 33 FBI Special Weapons and Tactics (SWAT) teams, as well as the ASP SWAT team, conducted "Operation Delta Blues." The purpose of the operation was to serve arrest warrants on 70

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To: Inspection From: Inspection
Re: 297-HQ-A1271725-D, 07/18/2012

subjects who were indicted on federal public corruption, narcotics, and weapon charges.

Multiple briefings were held on 10/06/2011, 10/07/2011, and 10/09/2011, with SWAT Senior Team Leaders (STLs), Assistant Team Leaders (ATLs), and Executive Management of the Little Rock and Louisville Divisions. The briefings included discussion of the targets, time lines, basic SWAT operations, and an overview of the operation.

On 10/10/2011, each SWAT STL was given 20 minutes to present an operations plan to Deputy On-Scene Commander (DOSC) [REDACTED] and Supervisory Special Agent (SSA) [REDACTED] Special Operations Unit, Critical Incident Response Group (CIRG), for final approval.

For the phase one Norfolk SWAT target, a "knock and announce" was planned, although a "no knock warrant" was approved. If the subjects [REDACTED] and [REDACTED] were noncompliant, a ram would be used to breach the door, followed by a flash bang, and the Norfolk SWAT team entry. Upon approval, STL [REDACTED] briefed the plan to Norfolk SWAT team, Evidence Response Team (ERT), Arkansas State Police, and Drug Enforcement Agency personnel assigned to the phase one Hillcrest Street location. Case Agent [REDACTED] was present at the briefing and provided background information. Based on information provided by SA [REDACTED] if [REDACTED] Black Mercedes was not at the [REDACTED] address, it was assumed [REDACTED] and her two children were not at the residence. During the briefing personnel assignments, vehicle deployment/staging locations, individual safety/tactical equipment requirements, and the FBI Deadly Force Policy were reviewed. During the briefing, the ERT vehicles were advised to stay out of sight of the target house until the scene was cleared by the STL and they were requested via radio. Rehearsals of the entire operation were performed using an outline of the target house painted in the grass.

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On 10/11/2011, at approximately 1:00 a.m., the Norfolk SWAT team reported to a specified location at the Memphis International Airport, where required SWAT equipment was inspected and loaded into two vehicles. Communication checks were performed, including a check with the Memphis Division ERT assigned to execute a search at the arrest location. All SWAT and ERT personnel reported to the staging area outside of Marianna, Arkansas. At approximately 4:00 a.m., the execute command was received and the vehicles proceeded to their target locations.

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To: Inspection From: Inspection
Re: 297-HQ-A1271725-D, 07/18/2012

The four-vehicle team approached the target house located on Hillcrest Street, with two ERT vehicles holding a position on Pearl Street. All SWAT personnel exited the vehicles and assumed their assigned positions. Two rear cover team operators reported lights on in the basement. The seven remaining entry team members were stacked along the walkway in front of the house.

The breaching team of Operators [redacted] and [redacted] approached the front door and positioned themselves to the right of the door. Operator [redacted] with a ballistic shield, moved to a position on the front lawn approximately ten feet in front of the front door with Operator [redacted] directly behind him. Operator [redacted] knocked loudly on the door with his baton and announced, "FBI warrant, come to the door" three times. As planned, two other participants activated their vehicle emergency lights to indicate a police presence at the house. Receiving no response from inside, STL [redacted] gave the breach command followed by the breaching of the door with one swing of a single-person ram while Operator [redacted] applied pressure to the lower right side of the door with his left foot.

Simultaneous to the door being breached, eight gunshots were rapidly fired from inside the residence toward the SWAT team. Operator [redacted] returned fire with three shots from his M4. In accordance with the operational plan, a flash bang was thrown into the house through the open front door. STL [redacted] gave the recall order to the team directing members to obtain a position of cover. Multiple SWAT Operators were shouting "shots fired" over the radio. As Operator [redacted] was backing down the front lawn with the light from his M4 directed at the window immediately to the left of the front door, he saw an arm with a weapon in the hand slide the curtains from left to right. [redacted] fired two shots from his M4 at the arm.

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As STL [redacted] gave the command to "cover and hold" to the team, Operator [redacted] called out on the radio he was shot. STL [redacted] moved to [redacted] location and provided immediate medical treatment until the arrival of medical personnel. Paramedics assumed care of [redacted] who was subsequently transported by helicopter to the Elvis Presley Memorial Trauma Center in Memphis, Tennessee.

Team members called the subjects out of the house. [redacted] exited first and was taken into custody. She advised law enforcement personnel there were children inside. Approximately three minutes later, [redacted] exited the residence and was arrested.

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To: Inspection From: Inspection
Re: 297-HQ-A1271725-D, 07/18/2012

As participants were clearing the first floor of the residence, Operator [] heard children's voices and instructed the children to approach. Law enforcement personnel maintained custody of the two young children.

On 10/11/2011, [] US Department of Justice, Civil Rights Division, advised no investigation was warranted as no one other than SA [] was injured during the incident.

On 05/22/2012, the SIRG met to discuss the above-captioned shooting incident. Deputy Assistant Director Cory B. Nelson, Inspection Division (INSD), chaired the meeting and was a non-voting member. The following voting members were in attendance: [] Trial Attorney, Civil Rights Division, USDOJ; [] Trial Attorney, Criminal Division, USDOJ; Section Chief (SC) [] Violent Criminal Threat Section, Criminal Investigative Division; Unit Chief (UC) [] Practical Applications Unit (PAU), Training Division (TD); UC [] Firearms Training Unit, TD; UC [] Special Weapons and Tactics Operations Unit, Critical Incident Response Group; UC [] Defensive Systems Unit, TD; UC [] Investigative Law Unit, Office of General Counsel (OGC); SSA [] Evidence Response Team Unit, Laboratory Division (LD); and SSA [] CR-2, Washington Field Office. The following non-voting members were also in attendance: Inspectors Robert J. Shields, Jr., and Deirdre L. Fike, Office of Inspections (OI), INSD; Special Assistant [] INSD; Team Leader [] OI, INSD; SSA [] PAU, TD; Management and Program Analysts (MPAs) [] and [] Inspection Management Unit (IMU), Strategic Analysis Section (SAS), INSD.

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Observations and Recommendations of the SIRG

The SIRG reviewed the above synopsis incident with the intent to: (1) evaluate the application of deadly force; (2) provide the Director with an evaluative analysis, observations, and recommendations for corrective actions from an operational standpoint (if any); (3) provide recommendations concerning training and/or safety issues; and (4) provide recommendations for administrative action if deemed necessary.

SIRG members unanimously agreed that the use of deadly force by SAs [] and [] was justified and in conformance with the FBI's deadly force policy. This

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To: Inspection From: Inspection
Re: 297-HQ-A1271725-D, 07/18/2012

discussion resulted in the recommendation that no administrative action be taken against SAs [REDACTED] and [REDACTED] as a result of their involvement in this shooting incident.

SIRG members unanimously adopted the following observations, instruction, and recommendations made by the Shooting Incident Review Team:

OBSERVATION #1:

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OBSERVATION #2:

The FBI-trained breaching procedure of applying positive pressure or tension on a door to facilitate ramming was not documented in a training manual.

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Re: 297-HQ-A1271725-D, 07/18/2012

Recommendation #2a: That AD, CIRG ensure the SOU re-evaluates the use of positive pressure when ramming is used to breach a door to determine if the risk of exposing a body part outweighs the improved success of the breach when tension is applied.

Recommendation #2b: That AD, CIRG ensure the SOU documents the use of positive pressure when ramming is used to breach a door if the continued use of this practice is determined.

These observations will be brought to the attention of the AD of the CIRG with accompanying Instruction/Recommendations.

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To: Inspection From: Inspection
Re: 297-HQ-A1271725-D, 07/18/2012

LEAD(s) :

Set Lead 1: (Action)

INSPECTION

AT WASHINGTON, D.C.

That no administrative action be taken against SAs [redacted]
[redacted] and [redacted] as a result of their involvement
in this shooting incident.

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1 - Mr. Joyce, Room [redacted]
1 - Mr. Perkins, Room [redacted]
1 - Mr. Weissmann, Room [redacted]
1 - [redacted] USDOJ
1 - [redacted] USDOJ
1 - [redacted] Room [redacted]
1 - [redacted] Quantico
1 - [redacted] Quantico
1 - [redacted] Laboratory
1 - [redacted] Quantico
1 - [redacted] WFO
1 - [redacted] Room [redacted]
(Attention: [redacted])
1 - [redacted] CIRG
1 - [redacted] Room [redacted]
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UNCLASSIFIED

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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 06/20/2012

To: Director's Office

Attn: OPR

AD Candice M. Will

Inspection

Attn: AD Keith L. Bennett

Internal Investigations

SC [REDACTED]

From: Inspection

Office of Inspections

Contact: [REDACTED]

Extension: [REDACTED]

Approved By: Bennett Keith L. *KL*
Nelson Cory B. *CB*

Drafted By: [REDACTED]:llh

Case ID #: 297-HQ-A1271741-D

Title: SHOOTING INCIDENT
LOS ANGELES FIELD OFFICE
10/21/2011

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Synopsis: The Shooting Incident Review Group (SIRG) reviewed a shooting incident that occurred on 10/21/2011, involving Special Agent (SA) [REDACTED] of the Los Angeles Field Office. While performing a function check of her Bureau-issued Glock Model 23, .40 caliber pistol, SA [REDACTED] accidentally discharged one round inside her residence. SIRG members recommended that SA [REDACTED] be censured, suspended from duty for a period of three days, and receive documented remedial firearms training in regard to this shooting incident.

Administrative: Reference report of Special Agent in Charge Daphne Hearn, dated 10/25/2011.

Details: This communication was prepared to furnish the analysis, comments, and recommendations of the SIRG with reference to the captioned shooting.

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To: Director's Office From: Inspection
Re: 297-HQ-A1271741-D, 06/20/2012

Details of the Shooting Incident

At approximately 8:00 p.m., on 10/21/2011, SA [] was cleaning her handgun inside her residence after being at the shooting range earlier that evening. As she completed cleaning the weapon, SA [] realized she did not lubricate it. She disassembled the weapon, applied the lubrication, and reassembled it. After reassembling the weapon, SA [] did a safety check prior to conducting a function check. After completing the safety check, SA [] inserted a magazine into the weapon, pointed it in a safe direction, and performed a function check. During the function check, SA [] pulled the trigger, discharging one round through the dining room rug and into the hardwood floor of her residence.

SA [] notified Los Angeles management of the incident and a team responded to conduct an investigation of the incident.

No personal injuries and minimal property damage were incurred as a result of SA [] accidental discharge.

On 05/22/2012, the SIRG met to discuss the above-captioned shooting incident. Deputy Assistant Director Cory B. Nelson, Inspection Division (INSD), chaired the meeting and was a non-voting member. The following voting members were in attendance: [] Trial Attorney, Civil Rights Division, USDOJ; [] Trial Attorney, Criminal Division, USDOJ; Section Chief (SC) [] Violent Criminal Threat Section, Criminal Investigative Division; Unit Chief (UC) [] Practical Applications Unit (PAU), Training Division (TD); UC [] Firearms Training Unit, TD; UC [] Special Weapons and Tactics Operations Unit, Critical Incident Response Group; UC [] Defensive Systems Unit, TD; UC [] Investigative Law Unit, Office of General Counsel (OGC); SSA [] Evidence Response Team Unit, Laboratory Division (LD); and SSA [] CR-2, Washington Field Office. The following non-voting members were also in attendance: Inspectors Robert J. Shields, Jr., and Deirdre L. Fike, Office of Inspections (OI), INSD; Special Assistant [] INSD; Team Leader [] OI, INSD; SSA [] PAU, TD; Management and Program Analysts (MPAs) [] and [] Inspection Management Unit (IMU), Strategic Analysis Section (SAS), INSD.

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To: Director's Office From: Inspection
Re: 297-HQ-A1271741-D, 06/20/2012

Observations and Recommendations of the SIRC

The SIRC reviewed the above synopsized incident with the intent to: (1) evaluate the application of deadly force; (2) provide the Director with an evaluative analysis, observations, and recommendations for corrective actions from an operational standpoint (if any); (3) provide recommendations concerning training and/or safety issues; and (4) provide recommendations for administrative action if deemed necessary.

SIRC members unanimously recommended that SA [REDACTED] be censured, suspended from duty for a period of three days, and receive documented remedial firearms training in regard to this shooting incident.

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To: Director's Office From: Inspection
Re: 297-HQ-A1271741-D, 06/20/2012

LEAD(s) :

Set Lead 1: (Action)

INSPECTION

AT WASHINGTON, DC

That SA [REDACTED] be censured and suspended from duty for a period of three days in regard to this shooting incident. Additionally, the SIRG has instructed the Assistant Director in Charge of the Los Angeles Field Office to ensure SA [REDACTED] receives remedial firearms training regarding the proper handling of firearms and to properly document this training.

Set Lead 2: (Action)

DIRECTOR'S OFFICE

AT OPR FO, DC

That the Adjudication Unit, OPR, review the recommendation and adjudicate this incident accordingly.

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1 - Mr. Joyce, Room [REDACTED]
1 - Mr. Harrington, Room [REDACTED]
1 - Mr. Weissmann, Room [REDACTED]
1 - [REDACTED] USDOJ
1 - [REDACTED] USDOJ
1 - [REDACTED] Room [REDACTED]
1 - [REDACTED] Quantico
1 - [REDACTED] Quantico
1 - [REDACTED] Laboratory
1 - [REDACTED] Quantico
1 - [REDACTED] WFO
1 - [REDACTED] Room [REDACTED]
(Attention: [REDACTED])
1 - [REDACTED] CIRG
1 - [REDACTED] Room [REDACTED]

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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 06/21/2012

To: Director's Office
Inspection

Attn: OPR
AD Candice M. Will
Attn: AD Keith L. Bennett
Internal Investigations
SC [REDACTED]

From: Inspection
Office of Inspections
Contact: [REDACTED]

Extension: [REDACTED]

Approved By: Bennett Keith L *KLB*
Nelson Cory B *CB*

Drafted By: [REDACTED] 11h

Case ID #: 297-HQ-A1271725-D

Title: SHOOTING INCIDENT
LITTLE ROCK DIVISION
11/10/2011

Synopsis: The Shooting Incident Review Group (SIRG) reviewed a shooting incident that occurred on 11/10/2011, involving Special Agent (SA) [REDACTED] of the Little Rock Division. While dry firing his Bureau-issued Glock Model 22, .40 caliber pistol inside office space, SA [REDACTED] accidentally discharged one round into the floor. SIRG members recommended that SA [REDACTED] be censured, suspended from duty for a period of three days, and receive documented remedial firearms training in regard to this shooting incident.

Administrative: Reference Electronic Communication of Supervisory Special Agent (SSA) [REDACTED] dated 11/15/2011.

Details: This communication was prepared to furnish the analysis, comments, and recommendations of the SIRG with reference to the captioned shooting.

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To: Director's Office From: Inspection
Re: 297-HQ-A1271725-D, 06/21/2012

Details of the Shooting Incident

On 11/10/2011, in preparation for a squad maintenance shoot scheduled later in the day, SA [REDACTED] began dry firing his weapon inside the office space at the Fayetteville Resident Agency. SA [REDACTED] completed his dry firing exercise, reloaded the pistol, and placed it in its holster. Looking for tips on becoming a better shooter, SA [REDACTED] searched the internet. After reading information regarding stance and trigger press, and forgetting he had loaded his gun after his previous dry firing session, SA [REDACTED] drew his weapon, pressed the trigger, and accidentally discharged one round into the floor.

SA [REDACTED] immediately reported the incident to his supervisor. No personal injuries and minimal property damage were incurred as a result of SA [REDACTED] accidental discharge.

On 05/22/2012, the SIRG met to discuss the above-captioned shooting incident. Deputy Assistant Director Cory B. Nelson, Inspection Division (INSD), chaired the meeting and was a non-voting member. The following voting members were in attendance: [REDACTED] Trial Attorney, Civil Rights Division, USDOJ; [REDACTED] Trial Attorney, Criminal Division, USDOJ; Section Chief (SC) [REDACTED] Violent Criminal Threat Section, Criminal Investigative Division; Unit Chief (UC) [REDACTED] Practical Applications Unit (PAU), Training Division (TD); UC [REDACTED] Firearms Training Unit, TD; UC [REDACTED] Special Weapons and Tactics Operations Unit, Critical Incident Response Group; UC [REDACTED] Defensive Systems Unit, TD; UC [REDACTED] Investigative Law Unit, Office of General Counsel (OGC); SSA [REDACTED] Evidence Response Team Unit, Laboratory Division (LD); and SSA [REDACTED], CR-2, Washington Field Office. The following non-voting members were also in attendance: Inspectors Robert J. Shields, Jr., and Deirdre L. Fike, Office of Inspections (OI), INSD; Special Assistant [REDACTED] INSD; Team Leader [REDACTED], OI, INSD; SSA [REDACTED] PAU, TD; Management and Program Analysts (MPAs) [REDACTED] and [REDACTED] Inspection Management Unit (IMU), Strategic Analysis Section (SAS), INSD.

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Observations and Recommendations of the SIRG

The SIRG reviewed the above synopsis incident with the intent to: (1) evaluate the application of deadly force; (2) provide the Director with an evaluative analysis, observations, and recommendations for corrective actions from an operational standpoint (if any); (3) provide recommendations

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To: Director's Office From: Inspection
Re: 297-HQ-A1271725-D, 06/21/2012

concerning training and/or safety issues; and (4) provide recommendations for administrative action if deemed necessary.

SIRG members unanimously recommended that SA [REDACTED] be censured, suspended from duty for a period of three days, and receive documented remedial firearms training in regard to this shooting incident.

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UNCLASSIFIED

To: Director's Office From: Inspection
Re: 297-HQ-A1271725-D, 06/21/2012

LEAD(s) :

Set Lead 1: (Action)

INSPECTION

AT WASHINGTON, DC

That SA [REDACTED] be censured and suspended from duty for a period of three days in regard to this shooting incident. Additionally, the SIRG has instructed the Special Agent in Charge of the Little Rock Division to ensure SA [REDACTED] receives remedial firearms training regarding the proper handling of firearms and to properly document this training.

Set Lead 2: (Action)

DIRECTOR'S OFFICE

AT OPR FO, DC

That the Adjudication Unit, OPR, review the recommendation and adjudicate this incident accordingly.

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1 - Mr. Joyce, Room [REDACTED]
1 - Mr. Harrington, Room [REDACTED]
1 - Mr. Weissmann, Room [REDACTED]
1 - [REDACTED] USDOJ
1 - [REDACTED] USDOJ
1 - [REDACTED] Room [REDACTED]
1 - [REDACTED] Quantico
1 - [REDACTED] Quantico
1 - [REDACTED] Laboratory
1 - [REDACTED] Quantico
1 - [REDACTED] WFO
1 - [REDACTED] Room [REDACTED]
(Attention: [REDACTED])
1 - [REDACTED] CIRG
1 - [REDACTED] Room [REDACTED]

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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 06/20/2012

To: Inspection

Attn: AD Keith L. Bennett

From: Inspection

Office of Inspections

Contact: [REDACTED] Extension [REDACTED]

Approved By: Bennett Keith L. *KB*
Nelson Cory B. *CB*

Drafted By: [REDACTED] llh

Case ID #: 297-HQ-A1271912-D

Title: SHOOTING INCIDENT
SAN ANTONIO DIVISION
11/17/2011

Synopsis: The Shooting Incident Review Group (SIRG) reviewed a shooting incident that occurred on 11/17/2011, involving Special Agent (SA) [REDACTED] of the San Antonio Division. SA [REDACTED] fired two rounds from his Bureau-issued Glock Model 22, .40 caliber pistol, killing an injured deer. SIRG members recommended that no administrative action be taken against SA [REDACTED] as a result of his involvement in this shooting incident.

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Administrative: Reference Electronic Communication of Special Agent (SA) [REDACTED] dated 11/21/2011.

Details: This communication was prepared to furnish the analysis, comments, and recommendations of the SIRG with reference to the captioned shooting.

Details of the Shooting Incident

On 11/17/2011, at approximately 6:00 p.m., SA [REDACTED] was traveling on a road in Boerne, Texas, when he observed two vehicles attempting to slow traffic. One individual approached SA [REDACTED] vehicle window and explained that a deer had been hit by a car and was laying in the middle of the road. The man also advised local law enforcement authorities were notified; however, he was uncertain if they were going to respond to the scene. After seeing the severely injured deer attempting to stand, SA

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To: Inspection From: Inspection
Re: 297-HQ-A1271912-D, 06/20/2012

[redacted] concluded the deer needed to be immediately removed from the area. Ensuring the safety of the two individuals on the scene, SA [redacted] fired two rounds into the back of the deer's head, killing the injured animal. SA [redacted] removed the deer from the road and departed the scene.

On 05/22/2012, the SIRG met to discuss the above-captioned shooting incident. Deputy Assistant Director Cory B. Nelson, Inspection Division (INSD), chaired the meeting and was a non-voting member. The following voting members were in attendance: [redacted] Trial Attorney, Civil Rights Division, USDOJ; [redacted] Trial Attorney, Criminal Division, USDOJ; Section Chief (SC) [redacted] Violent Criminal Threat Section, Criminal Investigative Division; Unit Chief (UC) [redacted] Practical Applications Unit (PAU), Training Division (TD); UC [redacted] Firearms Training Unit, TD; UC [redacted] Special Weapons and Tactics Operations Unit, Critical Incident Response Group; UC [redacted] Defensive Systems Unit, TD; UC [redacted] Investigative Law Unit, Office of General Counsel (OGC); SSA [redacted] Evidence Response Team Unit, Laboratory Division (LD); and SSA [redacted] CR-2, Washington Field Office. The following non-voting members were also in attendance: Inspectors Robert J. Shields, Jr., and Deirdre L. Fike, Office of Inspections (OI), INSD; Special Assistant [redacted] INSD; Team Leader [redacted], OI, INSD; SSA [redacted] PAU, TD; Management and Program Analysts (MPAs) [redacted] and [redacted] Inspection Management Unit (IMU), Strategic Analysis Section (SAS), INSD.

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Observations and Recommendations of the SIRG

The SIRG reviewed the above synopsized incident with the intent to: (1) evaluate the application of deadly force; (2) provide the Director with an evaluative analysis, observations, and recommendations for corrective actions from an operational standpoint (if any); (3) provide recommendations concerning training and/or safety issues; and (4) provide recommendations for administrative action if deemed necessary.

SIRG members unanimously agreed that the use of deadly force by SA [redacted] was justified and in conformance with the FBI's deadly force policy. This discussion resulted in the recommendation that no administrative action be taken against SA [redacted] as a result of his involvement in this shooting incident.

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To: Inspection From: Inspection
Re: 297-HQ-A1271912-D, 06/20/2012

LEAD(s) :

Set Lead 1: (Action)

INSPECTION

AT WASHINGTON, DC

[REDACTED] That no administrative action be taken against SA [REDACTED]
[REDACTED] as a result of his involvement in this shooting
incident.

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1 - Mr. Joyce, Room [REDACTED]
1 - Mr. Harrington, Room [REDACTED]
1 - Mr. Weissmann, Room [REDACTED]
1 - [REDACTED] USDOJ
1 - [REDACTED] USDOJ
1 - [REDACTED] Room [REDACTED]
1 - [REDACTED] Quantico
1 - [REDACTED] Quantico
1 - [REDACTED] Laboratory
1 - [REDACTED] Quantico
1 - [REDACTED] WFO
1 - [REDACTED] Room [REDACTED]
(Attention: [REDACTED])
1 - [REDACTED] CIRG
1 - [REDACTED] Room [REDACTED]

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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 06/21/2012

To: Director's Office

Attn: OPR

Inspection

Attn: AD Candice M. Will
AD Keith L. Bennett
Internal Investigations
SC [REDACTED]

From: Inspection

Office of Inspections

Contact: [REDACTED]

Extension [REDACTED]

Approved By: Bennett Keith L *KLB*
Nelson Cory B *CN*

Drafted By: [REDACTED] llh

Case ID #: 297-HQ-A1271788-D

Title: SHOOTING INCIDENT
NEW YORK FIELD OFFICE
01/26/2012

Synopsis: The Shooting Incident Review Group (SIRG) reviewed a shooting incident that occurred on 01/26/2012, involving Special Agent (SA) [REDACTED] of the New York Field Office. While attempting to holster his Bureau-approved, personally-owned Glock, Model 27 pistol, SA [REDACTED] accidentally discharged a single round into a tile wall of a restroom. The expended round subsequently struck the bathroom floor. SIRG members recommended that SA [REDACTED] be censured, suspended from duty for a period of three days, and receive documented remedial firearms training in regard to this shooting incident.

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Administrative: Reference Electronic Communications of Special Agent (SA) [REDACTED] and Supervisory Special Agent [REDACTED] dated 01/27/2012 and 03/29/2012 respectively.

Details: This communication was prepared to furnish the analysis, comments, and recommendations of the SIRG with reference to the captioned shooting.

UNCLASSIFIED

To: Director's Office From: Inspection
Re: 297-HQ-A1271788-D, 06/21/2012

Details of the Shooting Incident

On 01/26/2012, at approximately 11:40 a.m., as SA [REDACTED] was preparing to use a bathroom at the Columbia Grammar and Preparatory School, he unholstered his weapon and placed it on top of a trash can. After utilizing the facility, SA [REDACTED] who was wearing a left handed Galco, leather, in the pants holster, retrieved his weapon. As he attempted to holster the weapon while standing in a crouched position, one round accidentally discharged striking a tiled wall.

SA [REDACTED] was the only person in the bathroom. The Director of the school was standing outside the bathroom door and was aware of the discharge. No personal injuries and minimal property damage were incurred as a result of this shooting incident.

SA [REDACTED] informed his immediate supervisor who dispatched two SAs to the scene to conduct the investigation. According to SA [REDACTED] his finger was placed outside of the trigger along the slide when the weapon discharged.

SA [REDACTED] weapon, magazine, and holster were forwarded to the Defensive Systems Unit Gunsmiths for examination. The weapon was inspected and test fired and was found to meet all factory specifications as designed.

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On 05/22/2012, the SIRG met to discuss the above-captioned shooting incident. Deputy Assistant Director Cory B. Nelson, Inspection Division (INSD), chaired the meeting and was a non-voting member. The following voting members were in attendance: [REDACTED] Trial Attorney, Civil Rights Division, USDOJ; [REDACTED] Trial Attorney, Criminal Division, USDOJ; Section Chief (SC) [REDACTED] Violent Criminal Threat Section, Criminal Investigative Division; Unit Chief (UC) [REDACTED] Practical Applications Unit (PAU), Training Division (TD); UC [REDACTED] Firearms Training Unit, TD; UC [REDACTED] Special Weapons and Tactics Operations Unit, Critical Incident Response Group; UC [REDACTED] Defensive Systems Unit, TD; UC [REDACTED] Investigative Law Unit, Office of General Counsel (OGC); SSA [REDACTED] Evidence Response Team Unit, Laboratory Division (LD); and SSA [REDACTED] CR-2, Washington Field Office. The following non-voting members were also in attendance: Inspectors Robert J. Shields, Jr., and Deirdre L. Fike, Office of Inspections (OI), INSD; Special Assistant [REDACTED] INSD; Team Leader [REDACTED] OI, INSD; SSA [REDACTED] PAU, TD; Management and Program Analysts (MPAs)

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To: Director's Office From: Inspection
Re: 297-HQ-A1271788-D, 06/21/2012

[redacted] and [redacted] Inspection Management
Unit (IMU), Strategic Analysis Section (SAS), INSD.

Observations and Recommendations of the SIRC

The SIRC reviewed the above synopsis incident with the intent to: (1) evaluate the application of deadly force; (2) provide the Director with an evaluative analysis, observations, and recommendations for corrective actions from an operational standpoint (if any); (3) provide recommendations concerning training and/or safety issues; and (4) provide recommendations for administrative action if deemed necessary.

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SIRC members unanimously recommended that SA [redacted] [redacted] be censured, suspended from duty for a period of three days, and receive documented remedial firearms training in regard to this shooting incident.

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To: Director's Office From: Inspection
Re: 297-HQ-A1271788-D, 06/21/2012

LEAD(s):

Set Lead 1: (Information)

INSPECTION

AT WASHINGTON, DC

For information only. This matter was not referred to Internal Investigations Section due to the retirement of SA [redacted] effective 04/30/2012.

1 - Mr. Joyce, Room [redacted]
1 - Mr. Harrington, Room [redacted]
1 - Mr. Weissmann, Room [redacted]
1 - [redacted] USDOJ
1 - [redacted] USDOJ
1 - [redacted] Room [redacted]
1 - [redacted] Quantico
1 - [redacted] Quantico
1 - [redacted] Laboratory
1 - [redacted] Quantico
1 - [redacted] WFO
1 - [redacted] Room [redacted]
(Attention: [redacted])
1 - [redacted] CIRG
1 - [redacted] Room [redacted]
♦♦

b6
b7C

UNCLASSIFIED